



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-5171



July 16, 2003

LETTER OF DEFICIENCY #WSEB 03-068
CERTIFIED MAIL 7099 3400 0003 0691 1208

David Sands
Deer Cove Water Co., Inc.
Route 16 at the Tramway Marketplace
PO Box 697
West Ossipee, NH 03890-0697

Subject: Ossipee – Public Water System: Deer Cove Water Co., Inc. (EPA #1842060)

Dear Mr. Sands:

The records of the Department of Environmental Services (DES) show that Deer Cove Water Co., Inc. water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system serving 15 or more services, or 25 or more people for 60 or more days per year. As such, the water system owner is required to comply with NH Admin. Rule Env-Ws 381, the Lead and Copper Rule.

DES records show that the water system exceeded the copper action level of 1.3 mg/L during the past two rounds of sample results. On May 13, 2002, a Notice of Violation (NOV) was issued to you for failure to install optimal corrosion control treatment. By letter dated June 10, 2002, DES requested that treatment be installed by December 31, 2002. After your consultation with DES staff, the deadline was extended to June 30, 2003, as stated in a letter from DES to you, dated February 11, 2003. To date, the water system has not submitted a corrosion control treatment proposal to DES for approval. Without DES approval, no treatment process can be added to the water system.

DES believes the violation for failure to install an approved corrosion control treatment process can be corrected and future violations prevented by taking the following actions:

- By September 30, 2003, submit to DES for approval an optimal corrosion control treatment proposal; and**
- 2. Within 30 days of DES approval, install the approved optimal corrosion control treatment equipment.**

Pursuant to Env-Ws 360.14, a water system owner was required to submit an Emergency Plan to DES by March 15, 2003. On or about March 21, 2002, DES sent the subject water system a letter that explained the requirements of the Emergency Plan rule, noted the deadline of March 15, 2003, for submission of the Emergency Plan to DES, and indicated how to obtain assistance in preparing the Emergency Plan. DES records indicate that the water system did not submit an Emergency Plan by the March 15, 2003 deadline. DES records also show that the water system was sent a second letter, dated March 31, 2003, which noted the failure of the system to submit an Emergency

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Plan to DES by the March 31, 2003 deadline and requested that the Emergency Plan be submitted by June 30, 2003. To date, the system has not submitted an Emergency Plan to DES, thus placing the system in violation of Env-Ws 360.14.

DES believes the Emergency Plan violation can be corrected by taking the following action

- 1 **By August 31, 2003**, submit to DES an Emergency Plan that meets the requirements of Env-Ws 360.14.


Guidance documents and instructions for completing an Emergency Plan, along with information for free, on-site assistance are available at www.des.state.nh.us/wseb/EmergencyPlanning/index.asp.

In the event compliance is not achieved within these time periods, DES may take further enforcement action, including issuing an order requiring the deficiencies be corrected, initiating an administrative fine proceeding and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Copies of all written submissions as requested above should be addressed as follows:

Alan Leach
Department of Environmental Services
Water Supply Engineering Bureau
6 Hazen Drive, P.O. Box 95
Concord, NH 03302-0095

Please contact Alan Leach by phone at (603) 271-2854, or by e-mail at aleach@des.state.nh.us if you have any questions regarding this letter.

Sincerely,

COPY
Anthony P. Giunta, P.G., Administrator
Water Supply Engineering Bureau

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cc: Gretchen Rule, DES Legal Unit
Martha Eldridge, Health Officer, Town of Ossipee
Arthur Tardie, Primary Operator
NH Public Utilities Commission
EPA Region I